

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

In re JAYANTHA AMARASEKERA et al.)
Application No. 09/000,824)
Filed: December 30, 1997)
) Appeal No. 2006-2221
)

ORDER DENYING REQUEST TO RESET HEARING DATE

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences (Board) has been set for September 12, 2006. The notice setting the hearing was mailed to Applicants on August 4, 2006. The date Applicants received the notice is not apparent from the record. On September 8, 2006, a facsimile letter was received wherein Applicants requested that the oral hearing be rescheduled. The request is denied.

According to counsel:

Appellant respectfully and urgently requests that the Board grant a rescheduling of the Hearing in the captioned mater due to an inadvertent, unavoidable and recently discovered conflict with that date by Appellant's Representative.

A telephone call was placed by the undersigned on September 11, 2006, with Appellants' representative, Mr. Scott F. Yarnell, to discuss the request for rescheduling. Mr. Yarnell stated that it was desired to have Mr. Schulman make the presentation at the oral hearing, however, Mr. Schulman was going to be involved in a deposition proceeding on September 12 from 9:00 AM until 5:00 PM

Pacific Time. The undersigned pointed out that that starting time for the deposition would actually be Noon in Eastern Time, which would be three hours later from the starting time of the oral hearing, and that counsel may want to consider making a video or telephonic presentation in lieu of making a personal appearance for oral hearing.

The Board has considered counsel's position and has not found it to be convincing. Accordingly, it is:

Ordered that the request to reschedule the oral hearing to a date after September 12, 2006, is denied.

If counsel wishes to have the oral hearing telephonically or via a video hearing, counsel may contact the undersigned no later than 8:45 AM Eastern Time on September 12, 2006, to arrange for such. The same consideration is given on an appeal whether it is on brief or heard.

BOARD OF PATENT APPEALS
AND INTERFERENCES



CRAIG R. FEINBERG
Deputy Chief Trial Administrator
(571) 272-9797

FAX DATE : September 11, 2006
FAX PHONE: 202-778-2201

Scott F. Yarnell, Esq.
Hunton & Williams
1900 K Street, N.W., Suite 1200
Washington D.C. 20006-109

Confirmation Report - Memory Send

Time : Sep-11-2006 14:06
Tel line : +97033086199
Name : USPTO BPAI

Job number : 903
Date : Sep-11 14:05
To : 912027782201
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End time : Sep-11 14:06
Pages sent : 001
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**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS**

In re JAYANTHA AMARASEKERA et al.
Application No. 09/000,824
Filed: December 30, 1997

Appeal No. 2006-2221

ORDER DENYING REQUEST TO RESET HEARING DATE

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences (Board) has been set for September 12, 2006. The notice setting the hearing was mailed to Applicants on August 4, 2006. The date Applicants received the notice is not apparent from the record. On September 8, 2006, a facsimile letter was received wherein Applicants requested that the oral hearing be rescheduled. The request is denied.

According to counsel:

Appellant respectfully and urgently requests that the Board grant a rescheduling of the Hearing in the captioned matter due to an inadvertent, unavoidable and recently discovered conflict with that date by Appellant's Representative.

A telephone call was placed by the undersigned on September 11, 2006, with Appellants' representative, Mr. Scott F. Yarnell, to discuss the request for rescheduling. Mr. Yarnell stated that it was desired to have Mr. Schulman make the presentation at the oral hearing, however, Mr. Schulman was going to be involved in a deposition proceeding on September 12 from 9:00 AM until 5:00 PM.

Confirmation Report - Memory Send

Time : Sep-11-2006 14:07

Tel-line : +97033086199

Name : USPTO BPAI

Job number : 904

Date : Sep-11 14:05

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Document pages : 001

Start time : Sep-11 14:06

End time : Sep-11 14:06

Pages sent : 001

Status : OK

Job number : 904

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Pacific Time. The undersigned pointed out that that starting time for the deposition would actually be Noon in Eastern Time, which would be three hours later from the starting time of the oral hearing, and that counsel may want to consider making a video or telephonic presentation in lieu of making a personal appearance for oral hearing.

The Board has considered counsel's position and has not found it to be convincing. Accordingly, it is:

Ordered that the request to reschedule the oral hearing to a date after September 12, 2006, is denied.

If counsel wishes to have the oral hearing telephonically or via a video hearing, counsel may contact the undersigned no later than 8:45 AM Eastern Time on September 12, 2006, to arrange for such. The same consideration is given on an appeal whether it is on brief or heard.

**BOARD OF PATENT APPEALS
AND INTERFERENCES**


CRAIG R. FEINBERG
Deputy Chief Trial Administrator
(571) 272-9797

FAX DATE : September 11, 2006
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**Scott F. Yarnell, Esq.
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1900 K Street, N.W., Suite 1200
Washington D.C. 20006-109**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :)
Amarasekera, et al.)
Appeal No. 2006-2221)
Serial No.: 09/000,824)
Filed: December 30, 1997)
)
Examiner: C. Caixia Lu, Ph.D.
Group Art Unit: 1713
Attorney Docket No. 41980.002004

For: SILICONE COMPOSITIONS FOR HIGH VOLTAGE INSULATOR APPLICATIONS

REQUEST FOR RESCHEDULING OF HEARING

Board of Patent Appeals and Interferences
P.O. Box 1450
Alexandria, Virginia 22313-1450

Appellant respectfully and urgently requests that the Board grant a rescheduling of the Hearing in the captioned matter due to an inadvertent, unavoidable and recently discovered conflict with that date by Appellant's Representative. The Hearing is currently scheduled for September 12, 2006. Appellant respectfully requests at least a one week postponement of the Hearing.

If the Appellant or its representative may be of any assistance to the Board or further information is required, the undersigned counsel would welcome a telephone call or other communication from the Board.

Respectfully submitted,

HUNTON & WILLIAMS

Date: September 8, 2006

By:



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